(5)

(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH
WRIT PETITION No. 3363 / OF 2006 SINGLE BENCH

PETITIONER

1- Ram Lal Khairwar,
S/O. Shri Chain Singh Kharwar.
age about 39 years,
Upper Division Teacher, Govt. Higher
Secondary School Pali, Tahsil Pali,
Distt. Korba (C.G.)

2- Smt. Savitri Singh, aged about 40 years,
W/O. Prem Singh,
Upper Division Teacher,
Govt. Higher Secondary School Pali,
Tahsil Pali, Distt. Korba (C.G.)

3- Shri Suresh Kumar Anchal, about 39 years.
S/O. Latel Ram Anchal
Upper Division Teacher,
Govt. Higher Secondary School Pali,
Tahsil Pali, Distt. Korba (C.G.)

4- Ramgopal Singh Ueke aged about 40 years,
S/O. Hiralal Ueke,
Upper Division Teacher,
Primary School (Purva Madhyamik) Chawda.
Tahsil Pali, Distt. Korba (C.G.)

P.R. No. 3420/06
Presented by Shri Anil Kumar Raipur
dated 21.12.06

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VERSUS

RESPONDENTS

1. State of Chhattisgarh
Through : Secretary,
Department of Higher Education,
D.K.S. Bhawan, Raipur (C.G.)

2. Commissioner,
Department of Tribal Welfare,
Raipur (C.G.)

3. Commissioner,
Publication and Instructions,
Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(11)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.3363/06 सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11.07.2006. Mr. Anil Singh Rajput, counsel for the petitioners. Mr. A.S. Kachhawaha, Govt. Advocate for the State/respondents, on advance copy. Heard both the counsel. The petitioners who are Upper Division Teachers working since 1993 have preferred this writ petition under Article 226/227 of the Constitution of India with the prayer that the respondents be directed to allow Dearness Allowance and House Rent Allowance to the petitioners as has been granted to the similarly situated persons. The case of the petitioners is that the petitioners were appointed as Upper Division Teachers by the erstwhile State of Madhya Pradesh in the year 1993 on probation for a period of two years and after completion of two years period their services were regularized, but, the Dearness Allowance and House Rent Allowance are not being paid to them and two years probation period has also not taken as a regular period. The Upper Division Teachers who were appointed in the year 1993 approached the State Administrative Tribunal by filing Original Application No.1452/1998 and the same was decided on 31.01.2000 and the Government was directed to pay regular pay scale during the probation period and other admissible increments. The other teachers made the representation to the Department and they have also been given the benefit. This Court also gave direction to consider the representation of the Upper Division Teachers. In writ petition No.1890/2003.	

(पीछे देखिये)

(78)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Learned counsel for the petitioners submits that the petitioners may be allowed to make a representation to the respondents to give similar treatment to the petitioner and the same pay-scale which have been sanctioned to other similarly situated teachers on account of the order of the State Administrative Tribunal vide order dated 31.01.2000 to which learned Govt. Advocate for the State/respondents has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on merits of the case, the limited prayer laid by the learned counsel for the petitioners appears to be just, fair and reasonable. Therefore, the petitioners are allowed to make a detailed representation to respondent No.2 annexing a copy of the instant writ petition within a period of two weeks from today and in turn, respondent No.2 shall decide the representation of the petitioners within a period of two months from the date of its receipt, in an objective manner, considering and examining the points raised by the petitioners, on its own merit and pass appropriate order.

With the direction aforesaid, the writ petition stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Brajesh.

(पीछे देखिये)

12.7.06 29-8-06 23/8/06 20-9-06